THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4623 of 2007

Dated:08.03.2007

Between:

Sambhaji.

…Petitioner

and

The Joint Collector and another.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4623 of 2007

ORDER:

The petitioner allegedly belongs to Scheduled Caste and is in occupation of Government land admeasuring Acs.4.30 guntas in Survey No.134/1 situated at Bhainsa Village and Mandal in Adilabad District, for over thirty years period. He claims to be eligible for seeking assignment of the said land in his favour. It appears, the Assignment Committee of Bhainsa Mandal considered the case of the petitioner and also found him eligible for assignment. In spite of the same, it was not assigned, though the petitioner made number of representations including the one on 18.12.2006. In the meanwhile, it is alleged that the respondents are proposing to evict the petitioner with a view to assign the land to other landless poor persons. Apprehending dispossession, the present Writ Petition is filed.

The case of the petitioner rests on two events. First, the alleged possession for over three decades, and the alleged recommendation of the Assignment Committee in his favour. If that be so, it shall be open to the second respondent to verify these and take necessary action on the application of the petitioner for assignment. Till this is done, it may not be proper to dispossess the petitioner. These observations would be sufficient redressal for the present.

The Writ Petition, with the above observations, is accordingly disposed of. No costs.

_____

(V.V.S.RAO, J)

08.03.2007

Note: Issue C.C today.

B/o.

vs